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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/602,576	06/22/2000	Joshua A. Jacobs	BIG1P001	1303

22434 7590 10/09/2007
BEYER WEAVER LLP
P.O. BOX 70250
OAKLAND, CA 94612-0250

EXAMINER

TODD, GREGORY G

ART UNIT	PAPER NUMBER
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2157

MAIL DATE	DELIVERY MODE
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10/09/2007

PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Interview Summary

Application No.

09/602,576

Applicant(s)

JACOBS ET AL.

Examiner

Gregory G. Todd

Art Unit

2157

All participants (applicant, applicant's representative, PTO personnel):

(1) Gregory G. Todd.

(3) _____.

(2) Rupak Nag.

(4) _____.

Date of Interview: 03 October 2007.

Type: a) ☒ Telephonic b) ☐ Video Conference
c) ☐ Personal [copy given to: 1) ☐ applicant 2) ☐ applicant's representative]

Exhibit shown or demonstration conducted: d) ☐ Yes e) ☐ No.
If Yes, brief description: _____.

Claim(s) discussed: 1, 4, 5 and 7.

Identification of prior art discussed: Bernardo.


Agreement with respect to the claims f) ☐ was reached. g) ☐ was not reached. h) ☒ N/A.

Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments: See Continuation Sheet.

(A fuller description, if necessary, and a copy of the amendments which the examiner agreed would render the claims allowable, if available, must be attached. Also, where no copy of the amendments that would render the claims allowable is available, a summary thereof must be attached.)

THE FORMAL WRITTEN REPLY TO THE LAST OFFICE ACTION MUST INCLUDE THE SUBSTANCE OF THE INTERVIEW. (See MPEP Section 713.04). If a reply to the last Office action has already been filed, APPLICANT IS GIVEN A NON-EXTENDABLE PERIOD OF THE LONGER OF ONE MONTH OR THIRTY DAYS FROM THIS INTERVIEW DATE, OR THE MAILING DATE OF THIS INTERVIEW SUMMARY FORM, WHICHEVER IS LATER, TO FILE A STATEMENT OF THE SUBSTANCE OF THE INTERVIEW. See Summary of Record of Interview requirements on reverse side or on attached sheet.

Examiner Note: You must sign this form unless it is an Attachment to a signed Office action.


Examiner's signature, if required

Continuation of Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments: Examiner thanks Applicant for interview and clarification that the claims are directed toward a lower level of software for web site creation than the user interface of Bernardo, et al. However, Examiner made clear that what is being performed in the 'lower level' is still being performed at the upper level as well, ie. the user interface of Bernardo is creating a web site with panels being displayed to the user with the user making selections; however, at the lower level the same thing is being done, the selections that the user viewed and made was being selected as an object and the user progresses from one view to the next at the interface level and software level. Thus, as there is no 'code' in the claims to narrow the claims to specific software functionality, Therefore, the intended use of the claimed invention must result in a structural difference between the claimed invention and the prior art in order to patentably distinguish the claimed invention from the prior art. If the prior art structure is capable of performing the intended use, then it meets the claim. Further discussed tying in the limitations of claim 1, with the applications, data schema, and platform relating to one another, as well as making other adjustments to the claims.

